

JCS975 U.S. PTO  
12/08/00

12-11-00

Please type a plus sign (+) inside this box [+]

PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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JCS975 U.S. PTO  
09/733767  
12/08/00

### UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 03801.P036  
(maximum 12 characters)

First Named Inventor Joseph SEAMON

Title: METHOD AND SYSTEM FOR CATEGORIZING ITEMS IN BOTH ACTUAL AND VIRTUAL CATEGORIES

Express Mail Label No. EL627469045US

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, D. C. 20231

### APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)
2.  Applicant Claims Small Entity Status. (37 CFR 1.27)
3.  Specification (Total Pages 31)  
(preferred arrangement set forth below)
  - Descriptive Title of the Invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.  Drawings(s) (35 USC 113) (Total Sheets 18)
5.  Oath or Declaration (Total Pages 5)
  - a.  Newly Executed (Original or Copy)
  - b.  Copy from a Prior Application (37 CFR 1.63(d))  
(for Continuation/Divisional with Box 17 completed)
    - i.  DELETIONS OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
    - c.  Unsigned.
6.  Application Data Sheet. (37 CFR 1.76)
7.  CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8.  Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
  - a.  Computer Readable Form (CRF)
  - b.  Specification Sequence Listing on
    - i.  CD-ROM or CD-R (2 copies), or
    - ii.  paper
  - c.  Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9.  **Assignment Papers (cover sheet & documents(s))**

10. \_\_\_\_\_ a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)

\_\_\_\_\_ b. Power of Attorney

11. \_\_\_\_\_ English Translation Document (if applicable)

12. \_\_\_\_\_ a. Information Disclosure Statement (IDS)/PTO-1449

\_\_\_\_\_ b. Copies of IDS Citations

13. \_\_\_\_\_ **Preliminary Amendment**

14.  **Return Receipt Postcard (MPEP 503) (Should be specifically itemized)**

15. \_\_\_\_\_ Certified Copy of Priority Document(s) (if foreign priority is claimed)

16. \_\_\_\_\_ **Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.**

17.  Other: Letter Regarding Limited Recognition

**18A. If a CONTINUING APPLICATION,** check appropriate box and supply the requisite information:

Continuation \_\_\_\_\_  Divisional \_\_\_\_\_  Continuation-in-part (CIP)  
Of Prior Application No.: \_\_\_\_\_ Examiner \_\_\_\_\_ Group Art Unit \_\_\_\_\_

(which is a  continuation/  divisional/  CIP of prior application no. \_\_\_\_\_,  
which is a  continuation/  divisional/  CIP of prior application no. \_\_\_\_\_) (List entire chain of priority)

**For CONTINUATION AND DIVISIONAL APPS only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**18B. Statement under 37 CFR 3.73(b) for continuing application:**

The undersigned states that \_\_\_\_\_ (name of assignee) is  
the assignee of the entire right, title, and interest in the accompanying patent application by virtue of an  
assignment recorded in the Patent and Trademark Office at Reel. No. \_\_\_\_\_ Frame No. \_\_\_\_\_  
(or a copy of which is attached).

**19. Correspondence Address**

Customer Number or Bar Code Label \_\_\_\_\_  
or \_\_\_\_\_ (Insert Customer No. or Attach Bar Code Label here)

Correspondence Address Below

NAME André L. Marais

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

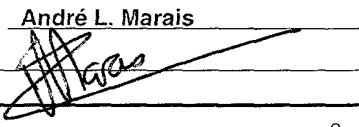
ADDRESS 12400 Wilshire Boulevard

Seventh Floor

CITY Los Angeles STATE California ZIP CODE 90025-1026

Country U.S.A. TELEPHONE (408) 720-8300 FAX (408) 720-9397

Name (PRINT/TYPE): André L. Marais Registration No.: Under 37 CFR §10.9(b)

Signature:  Date: 12/08/00

**FEE TRANSMITTAL FOR FY 2001**

**TOTAL AMOUNT OF PAYMENT (\$)** 1,072.00

**Complete if Known:**

**Application No.** \_\_\_\_\_ **New application** \_\_\_\_\_

**Filing Date** Herewith

**First Named Inventor** Joseph SEAMON

First Named Inventor Joseph GERBER  
Group Art Unit New application

**Examiner Name** \_\_\_\_\_ New application

Examiner Name New applicat  
Attorney Docket No. 03801.P036

**METHOD OF PAYMENT** (check one)

1. [ ] The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

**Deposit Account Number** 02-2666

**Deposit Account Name**

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

Applicant claims small entity status. See 37 CFR 1.27

2.  Payment Enclosed:  Check  
 Credit Card  
 Money Order  
 Other

## FEE CALCULATION

**1. BASIC FILING FEE**

| <u>Large Entity</u> | <u>Small Entity</u> | <u>Fee Description</u> | <u>Fee Paid</u>                    |
|---------------------|---------------------|------------------------|------------------------------------|
| Fee                 | Fee                 | Fee                    |                                    |
| Code                | (\$)                | Code (\$)              |                                    |
| 101                 | 710                 | 201 355                | Utility application filing fee     |
| 106                 | 320                 | 206 160                | Design application filing fee      |
| 107                 | 490                 | 207 245                | Plant filing fee                   |
| 108                 | 710                 | 208 355                | Reissue filing fee                 |
| 114                 | 150                 | 214 75                 | Provisional application filing fee |

### **3 EXTRA CLAIM FEES**

| 2. EXTRA CLAIM FEES |           | Extra Claims      | Fee from<br>below | Fee Paid        |
|---------------------|-----------|-------------------|-------------------|-----------------|
| Total Claims        | <u>29</u> | - 20** = <u>9</u> | X <u>18.00</u>    | = <u>162.00</u> |
| Independent Claims  | <u>5</u>  | - 3** = <u>2</u>  | X <u>80.00</u>    | = <u>160.00</u> |
| Multiple Dependent  |           |                   |                   | =               |

**\*\*Or number previously paid, if greater; For Reissues, see below.**

| <u>Large Entity</u> |      | <u>Small Entity</u> |      |   |
|---------------------|------|---------------------|------|---|
| Fee                 | Fee  | Fee                 | Fee  | <u>Fee Description</u>                                    |
| Code                | (\$) | Code                | (\$) | Claims in excess of 20                                    |
| 103                 | 18   | 203                 | 9    | Independent claims in excess of 3                         |
| 102                 | 80   | 202                 | 40   | Multiple dependent claim, if not paid                     |
| 104                 | 270  | 204                 | 135  | **Reissue independent claims over original patent         |
| 109                 | 80   | 209                 | 40   | **Reissue claims in excess of 20 and over original patent |
| 110                 | 18   | 210                 | 9    |   |

SUBTOTAL (2) \$ 322.00

**FEE CALCULATION (continued)**

**3. ADDITIONAL FEES**

| <u>Large Entity</u> | <u>Small Entity</u> | <u>Fee Description</u> | <u>Fee Paid</u> |  |              |
|---------------------|---------------------|------------------------|-----------------|--|--------------|
| Fee<br>Code         | Fee<br>(\$)         | Fee<br>Code            | Fee<br>(\$)     |  |              |
| 105                 | 130                 | 205                    | 65              | Surcharge - late filing fee or oath  | _____        |
| 127                 | 50                  | 227                    | 25              | Surcharge - late provisional filing fee or cover sheet                     | _____        |
| 139                 | 130                 | 139                    | 130             | Non-English specification  | _____        |
| 147                 | 2,520               | 147                    | 2,520           | For filing a request for ex parte reexamination                            | _____        |
| 112                 | 920*                | 112                    | 920*            | Requesting publication of SIR prior to Examiner action                     | _____        |
| 113                 | 1,840*              | 113                    | 1,840*          | Requesting publication of SIR after Examiner action                        | _____        |
| 115                 | 110                 | 215                    | 55              | Extension for reply within first month                                     | _____        |
| 116                 | 390                 | 216                    | 195             | Extension for reply within second month                                    | _____        |
| 117                 | 890                 | 217                    | 445             | Extension for reply within third month                                     | _____        |
| 118                 | 1,390               | 218                    | 695             | Extension for reply within fourth month                                    | _____        |
| 128                 | 1,890               | 228                    | 945             | Extension for reply within fifth month                                     | _____        |
| 119                 | 310                 | 219                    | 155             | Notice of Appeal   | _____        |
| 120                 | 310                 | 220                    | 155             | Filing a brief in support of an appeal                                     | _____        |
| 121                 | 270                 | 221                    | 135             | Request for oral hearing   | _____        |
| 138                 | 1,510               | 138                    | 1,510           | Petition to institute a public use proceeding                              | _____        |
| 140                 | 110                 | 240                    | 55              | Petition to revive – unavoidable   | _____        |
| 141                 | 1,240               | 241                    | 620             | Petition to revive - unintentional   | _____        |
| 142                 | 1,240               | 242                    | 620             | Utility issue fee (or reissue)   | _____        |
| 143                 | 440                 | 243                    | 220             | Design issue fee   | _____        |
| 144                 | 600                 | 244                    | 300             | Plant issue fee  | _____        |
| 122                 | 130                 | 122                    | 130             | Petitions to the Commissioner  | _____        |
| 123                 | 130                 | 123                    | 130             | Petitions related to provisional applications                              | _____        |
| 126                 | 180                 | 126                    | 180             | Submission of Information Disclosure Stmt                                  | _____        |
| 581                 | 40                  | 581                    | 40              | Recording each patent assignment per property (times number of properties) | <u>40.00</u> |
| 146                 | 710                 | 246                    | 355             | For filing a submission after final rejection (see 37 CFR 1.129(a))        | _____        |
| 149                 | 710                 | 249                    | 355             | For each additional invention to be examined (see 37 CFR 1.129(b))         | _____        |
| 179                 | 710                 | 279                    | 355             | Request for Continued Examination (RCE)                                    | _____        |
| 169                 | 900                 | 169                    | 900             | Request for expedited examination of a design application                  | _____        |

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

**SUBTOTAL (3) \$ 40.00**

\*Reduced by Basic Filing Fee Paid

**SUBMITTED BY:**

Typed or Printed Name: André L. Marais

Signature:  Date: 12/08/00

Reg. Number: Under 37 CFR § 10.9(b) Telephone Number: (408) 720-8300

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

"Express Mail" mailing label number: EL627469045US  
Date of Deposit: November 8, 2000

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

Linda Vaile  
(Typed or printed name of person mailing paper or fee)

Linda Vaile  
(Signature of person mailing paper or fee)

(I have signed)

Serial/Patent No.: New application Filing/Issue Date: Herewith  
Client: eBay, Inc.

Title: METHOD AND SYSTEM FOR CATEGORIZING ITEMS IN BOTH ACTUAL  
AND VIRTUAL CATEGORIES

BSTZ File No.: 03801.P005

Date Mailed: 12-8-00

Atty/Secty Initials: ALM/lrv

Docket Due Date: \*\*\*

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

Amendment/Response (       pgs.)      Express Mail No.: EL627469045US  Check No. 39440  
 Appeal Brief (       pgs.) (in triplicate)       Month(s) Extension of Time      Amt: 1,072.00  
 Application - Utility (31 pgs., with cover and abstract)       Information Disclosure Statement & PTO-149 (       pgs.)  Check No.  
 Application - Rule 1.53(b) Continuation (       pgs.)       Issue Fee Transmittal      Amt:         
 Application - Rule 1.53(b) Divisional (       pgs.)       Notice of Appeal  
 Application - Rule 1.53(b) CIP (       pgs.)       Petition for Extension of Time  
 Application - Rule 1.53(d) CPA Transmittal (       pgs.)       Petition for         
 Application - Design (       pgs.)       Postcard  
 Application - PCT (       pgs.)       Power of Attorney (       pgs.)  
 Application - Provisional (       pgs.)       Preliminary Amendment (       pgs.)  
 Assignment and Cover Sheet       Reply Brief (       pgs.)  
 Certificate of Mailing       Response to Notice of Missing Parts  
 Declaration & POA (5 pgs.)       Small Entity Declaration for Indep. Inventor/Small Business  
 Disclosure Docs & Qig & Cpy of Inventor's Signed Letter (       pgs.)       Transmittal Letter, in duplicate  
 Drawings: 18 # of sheets includes 11 figures       Fee Transmittal, in duplicate  
  
 Other: Letter Regarding Limited Recognition